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Attorneys for Defendants SAN BERNARDINO SHERIFF'S DEPARTMENT,  
VICTORVILLE POLICE DEPARTMENT, THOMAS BECHTOL, JONATHAN  
CAHOW, CLAYTON BRANDT, STUART CULLUM, and STARSUN FINCEL

**UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA**

JASPER O. CROOK,

Claimant,

vs.

SAN BERNARDINO COUNTY SHERIFF'S  
DEPARTMENT; VICTORVILLE POLICE  
DEPARTMENT; THOMAS BECHTOL,  
individually and in his official  
capacity; JONATHAN CAHOW, individually  
and in his official capacity; CLAYTON  
BRANDT, individually and in his official  
capacity; STUART CULLUM, individually  
and in his official capacity; STARSUN  
FINCEL, individually and in his official  
capacity; and DOES 1-10 inclusive, in  
their individual and official capacities,

Defendants.

) Case No.: 5:23-cv-02448-JVS-AS

)

) **DEFENDANTS' REQUEST FOR**

) **JUDICIAL NOTICE IN**

) **SUPPORT OF OPPOSITION TO**

) **PLAINTIFF'S MOTION FOR**

) **SUMMARY JUDGMENT**

)

) *[Motion for Summary Judgment;*

) *Separate Statement; Declaration of*

) *Aamir Raza with Exhibits; Notice of*

) *Manual Filing/Lodging; and*

) *[Proposed] Judgment submitted*

) *concurrently herewith]*

)

) **Matter for Determination Before**

) **the Honorable Magistrate Alka**

) **Sagar**

TO THE HONORABLE COURT AND PRO SE PLAINTIFF:

1 PLEASE TAKE NOTICE that pursuant to Rule 201 of the Federal Rules of  
2 Evidence, Defendants SAN BERNARDINO COUNTY SHERIFF'S  
3 DEPARTMENT, VICTORVILLE POLICE DEPARTMENT, T. BECHTOL,  
4 JONATHAN CAHOW, CLAYTON BRANDT, STUART CULLUM, and  
5 STARSUN FINCEL (collectively "Defendants") respectfully request the Court take  
6 judicial notice of the following facts in support of their Motion for Summary  
7 Judgment, or in the alternative, Motion for Partial Summary Judgment:

8 1. On October 26, 2021, a Temporary Restraining Order ("TRO") was  
9 issued against Jasper Crook by the Superior Court of California, County of San  
10 Bernardino to protect Tanya Newell of Victor Elementary School District. The TRO  
11 prohibited Mr. Crook from owning or possessing firearms or ammunition. Mr.  
12 Crook had 48 hours to file a receipt with the court to prove he turned in, sold, or  
13 stored these prohibited items. TRO p. 3. Attached hereto as Exhibit "A" is a true and  
14 correct copy of the TRO. Plaintiff attaches as his Exhibit 5, only the first page of  
15 the TRO, omitting the following six pages of the TRO.

16 2. On November 15, 2021 and November 16, 2021, the Superior Court of  
17 California, County of San Bernardino held hearings on a Workplace Violence  
18 Restraining Order requested by Victor Elementary School District. The court issued  
19 a final protective order ("Final Order") against Jasper Crook to protect Tanya  
20 Newell of Victor Elementary School District. The Final Order also prohibited Mr.  
21 Crook from owning or possessing firearms or ammunition. Mr. Crook had 48 hours  
22 to file a receipt with the court to prove he turned in, sold, or stored these prohibited  
23 items. Final Order p. 3. Attached hereto as Exhibit "B" is a true and correct copy of  
24 the Final Order. Plaintiff attaches as his Exhibit 6, only the second page of the Final  
25 Order, omitting the other six pages of the TRO.

26 3. On November 21, 2023, this Court (the United States District Court -  
27 Central District of California) in Central District Case Number 5:22-cv-00010-JVS-  
28 SP, entitled *Rachel M. Crook v. San Bernardino Sheriff's Department, Thomas*

1 *Bechtol, Jonathan Cahow, Clayton Brandt, Stuart Cullum, and Starsun Fincel*  
2 (Crook #1) entered judgment in favor of these same defendants after granting  
3 summary judgment in their favor. True and correct copies of the Report and  
4 Recommendation (Dkt. No. 142 in Crook #1), Order Accepting Report and  
5 Recommendation (Dkt. No. 150 in Crook #1), Judgment in Favor of Defendants  
6 (Dkt. No. 151 in Crook #1) and the operative First Amended Complaint (Dkt. No.  
7 50 in Crook #1) are collectively attached as Exhibit “C” hereto.

8 Under Rule 201 of the Federal Rules of Evidence, the Court may take judicial  
9 notice of any matter “not subject to reasonable dispute in that it is either (1)  
10 generally known within the territorial jurisdiction of the trial court or (2) capable of  
11 accurate and ready determination by resort to sources who accuracy cannot  
12 reasonably be questioned.” Fed. R. Evid. 201(b). Judicial notice of court records is  
13 proper. *Kourtis v. Cameron*, 419 F.3d 989, 995, n.3 (9th Cir. 2004), *abrogated on*  
14 *another point by Taylor v. Sturgell*, 553 U.S. 880 (2008); *United States v. Howard*,  
15 381 F.3d 873, 876, n.1 (9th Cir. 2004); *Mir v. Little Co. of Mary Hosp.*, 844 F.2d  
16 646, 649 (9th Cir. 1988). Judgments, complaints and other publicly filed  
17 documents, are proper subjects of judicial notice. *Romero v. HP, Inc.*, 2017 WL  
18 386237, \*4 (N.D. Cal. 2017) (taking judicial notice of filings in other litigation);  
19 *Rotham v. Gregor*, 220 F.3d 81, 92 (2d Cir. 2000) (judicial notice of complaint).

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1 Here, good cause exists for admission of these Exhibits as matters of public  
2 record officially maintained by the San Bernardino County Superior Court and this  
3 Court, and, therefore, capable of accurate and ready determination.

4 Respectfully submitted,

5 LAWRENCE BEACH ALLEN & CHOI, PC

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7 Dated: November 12, 2024

By /s/ Aamir Raza

8 CHRISTINA M. SPRENGER

9 AAMIR RAZA

10 Attorneys for Defendants

11 SAN BERNARDINO SHERIFF'S

12 DEPARTMENT, THOMAS BECHTOL,

13 JONATHAN CAHOW, CLAYTON

14 BRANDT, STUART CULLUM, and

15 STARSUN FINCEL  
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